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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of John P. Tarlano      Examiner: Thomas R. Artman

Serial No. 10/608,105      Group Art Unit: 2882

Filed: June 30, 2003

For: Method For Inactivating Cancer Cells In A Human Body And Apparatus

XXXXXXXXXXXXXXXXXXXXXXXXXXXXXX

RESPONSE TO OFFICE ACTION MAILED AUGUST 8, 2005

Honorable Commissioner Of Patents

P.O. Box 1450

Alexandria Virginia 22313-1450

Sir:

REMARKS

An executed "Declaration For Utility Or Design Patent", on form PTO/SB/01 (04-05), is attached.

The executed "Declaration For Utility Or Design Patent" is being provided in response to a requirement called for in a "Notice of Allowability" mailed on August 8, 2005. That "Notice of Allowability" stated that a substitute oath or declaration must be submitted. Form PTO/SB/01 (04-05) was attached in the "Notice of Allowability". That form is hereby used in making the substitute oath or declaration.

A \$130 surcharge for filing the attached "Declaration For Utility Or Design Patent", is being paid by means of attached credit card payment form PTO-2038(02-2003). The \$130 surcharge is now listed under 37 CFR 1.16(f) rather than 37 CFR 1.16 (e).

John P. Tarlano

*John P. Tarlano* Sept. 17 2005  
Applicant (703) 451-2864

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